

BOARD OF SHELBY COUNTY COMMISSIONERS

CHARTER FORM OF GOVERNMENT

1:30 P.M. COMMISSION CONVENES

INVOCATION Reverend Larry Daniel
Bartlett United Methodist Church

ROLL CALL

FORD **June 20, 2005**
ADOPTED

Resolutions of Memorial, Sympathy and Commendation

Ordinances

Zoning and Subdivisions

Reports and/or Resolutions of Standing Committees

KIRK ADOPTED	4. Resolution to approve an amendment between Shelby County Government and Casto Information Management Systems, Inc., (CIMS) for maintenance and support of hardware and software for the county's document management system in the total amount of \$122,004.30 from FY 2005-2006 Operations and Maintenance Budget, Account #010-201804-6780.
KIRK ADOPTED	5. Resolution approving expenditure of funds in the amount of \$414,815.07 for the purchase of various items of disposable paper and plastic for various departments of Shelby County Government.
KIRK (DEFERRED TO 07/25/05)	6. Resolution approving the amendment to the contract with Mendola & Associates for the audit of tangible personal property accounts within Shelby County for calendar year 2005 in the amount of \$350,000.00 and appropriating said amount in the FY 2005/2006 Operating Budget of the Shelby County Assessor.
KIRK (REMOVED TO REGULAR AGENDA) ADOPTED	7. Resolution amending the FY 2006 Operating Budget and personnel complement for the Shelby County Register to incorporate the responsibilities of the Archive Department of Shelby County.
KIRK (REMOVED TO REGULAR AGENDA) ADOPTED	8. Resolution amending the FY 2006 Operating Budget and personnel complement for the Shelby County Clerk for the provision of services related to the contract between the State of Tennessee and the Shelby County Clerk for the renewal of Tennessee State Driver Licenses and approving said contract.
LILLARD ADOPTED	9. Resolution approving expenditure of funds by Homeland Security Department FY 2005/2006 Operating Budget in the amount of \$125,000.00 to Smith Detection for the purchase of equipment items for the District 11 Department of Homeland Security.
LILLARD ADOPTED	10. Resolution approving expenditure of funds by Homeland Security Department FY 2005/2006 Operating Budget in the amount of \$420,533.42 to 3M for the purchase of various Homeland Security equipment items for the District 11 Department of Homeland Security.
LILLARD ADOPTED	11. Resolution approving expenditure of funds by Homeland Security Department FY 2005/2006 Operating Budget in the amount of \$100,259.99 to all Safe Industries for the purchase of personal protection equipment for the District 11 Department of Homeland Security.

LILLARD
ADOPTED

12. Resolution approving expenditure of funds by Homeland Security Department FY 2005/2006 Operating Budget in the amount of \$50,549.00 to Ford of West Memphis for the purchase of one 4x4 one-ton truck with accessories for Memphis and Shelby County Emergency Management Agency.

LILLARD
ADOPTED

13. Resolution approving expenditure of funds by Homeland Security Department FY 2005/2006 Operating Budget in the amount of \$65,524.23 to E.D. Bullard for the purchase of thermal imaging cameras for the District 11 Department of Homeland Security.

LILLARD
ADOPTED

14. Resolution approving expenditure of funds by Homeland Security Department FY 2005/2006 Operating Budget in the amount of \$89,255.60 to Drager Safety for the purchase of equipment for first responders in the District 11 Department of Homeland Security.

THOMPSON
ADOPTED

15. Resolution approving an amendment to the contract with Swanson Services Corporation for the provision of fiduciary management services for Shelby County Jail.

THOMPSON
ADOPTED

16. Resolution to approve a contract with New Directions Inc., for the provision of treatment services to Shelby County Drug Court in the amount not to exceed \$400,000.00 from the FY 2005/2006 Budget Number 018-700502-6637.

MOSS
ADOPTED

17. Resolution appropriating funds in the amount of \$17,000.00 from the FY 2004/2005 Budget for the Chickasaw Basin Authority Project Number 100156, Oliver Creek, for the county's share as allocated in Resolution Number 23 adopted April 26, 2004, for the Oliver Creek, Tennessee Planning Assistance to the State's (PAS) Study.

MOSS
ADOPTED

CONSENT AGENDA

REGULAR AGENDA

Elections, Appointments, and Confirmations

FORD
ADOPTED

18. Resolution approving the appointment of Vernetta Y. Eddleman, Stacey Greenberg, Janice Mosley and Phyllis Phillips and the reappointment of Morris Brown, Elizabeth Collins-Moore, Rosemarie Dugger and Reverend Walter L. Peggs, Sr. to the Shelby County *Community Advisory Board* with two year terms of service expiring on June 30, 2007.

FORD
ADOPTED

19. Resolution approving the appointment of Samuel S. King, Maria A. Moulin and Sandra Richards, and the reappointment of Roy Good, Henry Brenner and Michael Molder III to the Shelby County *Emergency Communications District Board* with four year terms of service expiring on December 17, 2007 and December 17, 2008.

Ordinances

KIRK
APPROVED
AS AMENDED

20. ORDINANCE – SECOND READING – An Ordinance fixing Tax Rate for Shelby County for the year 2005.

KIRK
ADOPTED

21. ORDINANCE – THIRD READING – An Ordinance to amend the Fee Schedule to Ordinance No. 97 adopted February 24, 1992, and amended on August 9, 2004, relative to electronic data processing user fees.

AVERY
DEFERRED
TO 07/25/05)

22. ORDINANCE – THIRD READING as amended – An Ordinance to amend the regulations governing the construction, installation and operation of subsurface sewage disposal systems.

Zoning and Subdivisions

MOSS
(DEFERRED
TO 07/25/05)

23. CASE NO. P.D. 05-311 CC
APPLICANT: Robert Fogelman

LOCATION: West side of Raleigh LaGrange Road;
+600 feet south of Macon Road

REQUEST: A planned development to create 130
single family lots with a minimum lot
size of 3,441 square feet within the plan.

Memphis and Shelby County Office of Planning and
Development recommendation:
REJECTION

Memphis and Shelby County Land Use Control Board
recommendation:
APPROVAL WITH CONDITIONS

(Notice of public hearing published in the Daily News on
Friday, July 1, 2005.)

**MOSS
ADOPTED**

24. **CASE NO. P.D. 05-319 CC**
APPLICANT: Brunswick Village, LLC
- LOCATION:** West side of Brunswick Road; +208 feet south of the western terminus of Hillman Way
- REQUEST:** A planned development to create a mixed use residential development including 48 single family detached lots, 66 condominium units and a 100 unit assisted living facility
- Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS
- Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS
- (Notice of public hearing published in the Daily News on Friday, July 1, 2005.)

**MOSS
ADOPTED**

25. **CASE NO. P.D. 05-326 CC**
APPLICANT: Nellie R. B. Hamilton and Harry J. Stewart, Jr., Bronze Builders, LLC
- LOCATION:** North side of East Holmes Road; +/-1,323.74 feet east of Hacks Cross Road
- REQUEST:** A planned development to allow sixty-eight (68) single family homes with minimum lot areas of 15,000 square feet within the Outline Plan
- Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS
- Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS
- (Notice of public hearing published in the Daily News on Friday, July 1, 2005.)

**MOSS
(DEFERRED
TO 07/25/05)**

26. **CASE NO. P.D. 05-330 CC**
APPLICANT: Chamberlain & McCreery (Jon McCreery)
- LOCATION:** +/-700 feet east of Pisgah Road and opposite Mabry Mill Drive
- REQUEST:** A residential planned development with a maximum of 198 single family detached lots
- Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL WITH CONDITIONS
- Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL WITH CONDITIONS
- (Notice of public hearing published in the Daily News on Friday, July 1, 2005.)

**MOSS
ADOPTED**

- 27. CASE NO. S.U.P. 05-204 CC**
APPLICANT: Randy Griffie and Kim Christopher
- LOCATION:** East side of Forest Hill-Irene Road; +/- 800 feet north of the Mississippi State Line
- REQUEST:** Special Use Permit for the purpose of establishing a kennel
- Memphis and Shelby County Office of Planning and Development recommendation:**
APPROVAL WITH CONDITIONS
- Memphis and Shelby County Land Use Control Board recommendation:**
APPROVAL WITH CONDITIONS
- (No notice of public hearing or notice letters to interested property owners required since there was no opposition at the Land Use Control Board.)

**MOSS
(DEFERRED
TO 7/25/05)**

- 28. CASE NO. Z 05-113 CC**
APPLICANT: Twin Oaks Plaza, LLC/
Chamberlain & McCreery, Inc.
- LOCATION:** North side of Old Brownsville Road; +/- 547.87 feet east of Wolfchase Farms Parkway
- REQUEST:** Taking property out of the Agricultural (AG), Agricultural Flood Plain (AD [FP]) and Light Industrial (I-L) Use Districts and including it in the Single Family Residential (R-S10) and Single Family Residential Flood Plain (R-S10[FP]) Use Districts
- Memphis and Shelby County Office of Planning and Development recommendation:**
APPROVAL
- Memphis and Shelby County Land Use Control Board recommendation:**
APPROVAL
- (Notice of public hearing published in the Daily News on Friday, July 1, 2005.)

Reports and/or Resolutions for Standing Committees

**KIRK
ADOPTED**

- 29. Resolution approving Shelby County Government's Operating Budget for Fiscal Year 2006.**

**KIRK
ADOPTED**

- 30. Resolution approving the Shelby County Salary Policy for Fiscal Year 2006.**

**THOMPSON
ADOPTED**

31. Resolution approving an expenditure of funds not to exceed \$1,010,000.00 with Rural/Metro Midsouth, LP, for emergency ambulance services in Shelby County.

**MOSS
(REFERRED
BACK TO
COMMITTEE)**

32. Resolution approving agreements between Shelby County, City School Board and Shelby County School Board regarding multi-year capital funding and the leasing of a location for an Elementary/Middle School in the southeast area of Shelby County.

**MALONE
ADOPTED**

33. Resolution approving the Delegate Contract between Shelby County Government and Goodwill Homes Community Services, Inc., for the period July 1, 2005 through December 31, 2005.

**FORD
ADOPTED**

34. Resolution to establish formal policy by Shelby County Government on behalf of its employees for the prevention of workplace violence.

Announcements/Statements

Adjournment

**KIRK
ADOPTED**

35. Resolution of Adjournment to July 13, 2005, at 10:30 a.m.

AGENDA # 3
JULY 11, 2005

3A

SUBDIVISION: APPLINGWOOD P.D., PHASE III (P.D. 88-321 CC)

DEVELOPER: DEXTER APPLING PARTNERSHIP

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO APPLINGWOOD P.D., PHASE III (P.D. 88-321 CC)

LOCATION: SOUTH SIDE OF DEXTER ROAD, DIRECTLY SOUTH OF NEW APPLING ROAD

3B

SUBDIVISION: BUCKINGHAM FARMS P.D., PART OF PARCEL O, PHASE 28 (P.D. 95-310 CC)

DEVELOPER: PEDCOR INVESTMENTS, L.L.C., AND PEDCOR INVESTMENTS 2005-LXXIV, L.P.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO THE BUCKINGHAM FARMS P.D., PART OF PARCEL O, PHASE 28 (P.D. 95-310 CC) AND AUTHORIZE RECORDING OF THE PLAT

LOCATION: NORTH SIDE OF EAST SHELBY DRIVE; +1,700 FEET EAST OF HACKS CROSS ROAD

3C

SUBDIVISION: CHASEWOOD SUBDIVISION (S 00-016 CC)

DEVELOPER: TIM BOONE

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO CHASEWOOD SUBDIVISION (S 00-016 CC)

LOCATION: EAST SIDE OF CHASE ROAD (LUCY ROAD); +890 FEET SOUTH OF ENDAHWIN COVE

AGENDA # 3
JULY 11, 2005

3D

SUBDIVISION: GARDENS OF GRAYS HOLLOW P.D. (P.D. 04-325 CC)

DEVELOPER: GARDENS OF GRAYS HOLLOW, L.L.C.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO GARDENS OF GRAYS HOLLOW P.D. (P.D. 04-325 CC) AND AUTHORIZE THE RECORDING OF THE PLAT WHEN BONDING PROCEDURES HAVE BEEN FULFILLED

LOCATION: SOUTH SIDE OF WALNUT GROVE ROAD; +2,649.94 FEET WEST OF HOUSTON LEVEE ROAD

3E

SUBDIVISION: GERLAND CREEK P.D., PHASE 5, PART OF PARCEL 3 (P.D. 92-349 CC)

DEVELOPER: WHISPER RIDGE, GP

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO GERLAND CREEK P.D., PHASE 5, PART OF PARCEL 3 (P.D. 92-349 CC)

LOCATION: NORTH SIDE OF SHELBY DRIVE; +2,600 FEET WEST OF HACKS CROSS ROAD

3F

SUBDIVISION: MID-SUMMER COMMONS P.D., SOUTH (P.D. 03-355 CC)

DEVELOPER: CHAPEL RIDGE PARTNERS

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO MID-SUMMER COMMONS P.D., SOUTH (P.D. 03-355 CC)

LOCATION: NORTH SIDE OF HOLMES ROAD; +4,000 FEET EAST OF HACKS CROSS ROAD

3G

SUBDIVISION: PARTRIDGE RIDGE SUBDIVISION, FIRST ADDITION (S 05-010 CO)

DEVELOPER: LOUIS TICKLE

ACTION: RESOLUTION TO APPROVE THE PLAT FOR PARTRIDGE RIDGE SUBDIVISION, FIRST ADDITION (S 05-010 CO) AND AUTHORIZE THE RECORDING OF THE PLAT

LOCATION: NORTHEAST CORNER OF MUDVILLE ROAD AND MCCREIGHT DRIVE

AGENDA # 3
JULY 11, 2005

3H

SUBDIVISION: STONEBRIAR P.D., PHASE 1, PART OF AREAS 1, 2, 3, AND 5 (P.D .03-335 CC)

DEVELOPER: LAND SOLUTIONS, L.L.C.

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO STONEBRIAR P.D., PHASE 1, PART OF AREAS 1, 2, 3, AND 5 (P.D. 03-335 CC)

LOCATION: SOUTH SIDE OF HOLMES ROAD; 747 FEET EAST OF ANNADALE DRIVE

3I

SUBDIVISION: STONEBRIAR P.D., PHASE 2, PARTS OF AREAS 1 AND 4 (P.D. 03-335 CC)

DEVELOPER: LAND SOLUTIONS, L.L.C.

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO STONEBRIAR P.D., PHASE 2, PARTS OF AREAS 1 AND 4 (P.D. 03-335 CC)

LOCATION: SOUTH SIDE OF HOLMES ROAD; +/- 747 FEET EAST OF ANNADALE DRIVE

3J

SUBDIVISION: SUTTON PLACE EAST P.D., PHASE 1 (P.D. 03-340 CC)

DEVELOPER: HOUSTON LEVEE CROSSING PARTNERS

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO SUTTON PLACE EAST P.D., PHASE 1 (P.D. 03-340 CC)

LOCATION: SOUTH SIDE OF PISGAH ROAD; +5,700 FEET NORTH OF THE INTERSECTION OF MACON ROAD AND PISGAH ROAD

3K

SUBDIVISION: SUTTON PLACE EAST P.D., PHASE 2 (P.D. 03-340 CC)

DEVELOPER: HOUSTON LEVEE CROSSING PARTNERS

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO SUTTON PLACE EAST P.D., PHASE 2 (P.D. 03-340 CC)

LOCATION: SOUTH SIDE OF PISGAH ROAD; +5,700 FEET NORTH OF THE INTERSECTION OF MACON ROAD AND PISGAH ROAD

AGENDA # 3
JULY 11, 2005

3L

SUBDIVISION: TALUSWOOD P.D.

DEVELOPER: RUSCO

**ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE
THE IMPROVEMENTS TO TALUSWOOD P.D. (P.D. 04-329 CC)
AND AUTHORIZE THE RECORDING OF THE PLAT WHEN
BONDING PROCEDURES HAVE BEEN FULFILLED**

**LOCATION: WEST SIDE OF PISGAH ROAD; +1,623.1 FEET NORTH OF
MACON ROAD**

[For questions regarding the Agenda, please call Steve Summerall at 545-4301.]